

DAVID W. LOWERY,  
  
Plaintiff,  
  
v.  
  
LINDA S. McMAHON,  
Acting Commissioner of Social Security,  
  
Defendant.

)  
)  
)  
) Case No. 4:06cv00040  
)  
) **ORDER**  
)  
)  
) By: **Jackson L. Kiser**  
) Senior United States District Judge  
)

1. The Report and Recommendation of the United States Magistrate Judge, filed February 15, 2007, shall be, and hereby is, **ADOPTED** in its entirety.

2. For the reasons stated in Magistrate Judge Crigler's Report, the Commissioner's final decision is **AFFIRMED**, the Commissioner's motion for summary judgment is **GRANTED** and the case is **DISMISSED** from the docket of this Court.

3. The clerk is directed to strike this case from the active docket of this Court and to send certified copies of this Order to all counsel of record and to Magistrate Judge Crigler.

ENTERED this 26<sup>th</sup> day of March, 2007.

s/Jackson L. Kiser  
Senior United States District Judge